



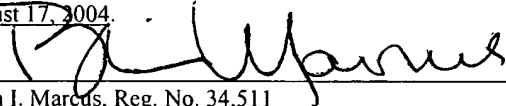
RESPONSE UNDER 37 C.F.R. §1.116  
EXPEDITED PROCEDURE - EXAMINING GROUP 2800

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                                  |   |                           |
|----------------------------------|---|---------------------------|
| In re Application                | ) | <u>PATENT APPLICATION</u> |
| Inventors:                       | ) |                           |
| Mark A. Lemkin                   | ) |                           |
| SC/Serial No.:                   | ) | Art Unit: 2834            |
| 09/944,395                       | ) |                           |
| Filed:                           | ) | Examiner: Tamai, K.       |
| Aug. 31, 2001                    | ) |                           |
| Title: MEMS COMB-FINGER ACTUATOR | ) |                           |
| FOR GENERATING AND SENSING       | ) |                           |
| MOVEMENT RELATIVE TO A           | ) |                           |
| SURFACE (As Amended)             | ) |                           |

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to **Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**, on August 17, 2004.

 (Attorney Signature)  
Brian I. Marcus, Reg. No. 34,511  
Signature Date: August 17, 2004

RESPONSE TO OFFICE ACTION UNDER 37 C.F.R. §1.116

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This RESPONSE is in reply to the Office action mailed April 28, 2004.

**AMENDMENTS to the CLAIMS** begin on Page 2 of this paper.

**REMARKS** begin on Page 6 of this paper.